THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 30578 OF 1998

Dated 20th April, 2007

Between:

M/s. Boda Subba Rao, Chittoorivari Street,
Kakinada, Tamarind, Dry Leaves, Soapnuts
Merchants.

…Petitioner

And

The Agricultural Market Committee,
Kakinada, Gopalakrishna Street, Ramaraopet P.O.,
Kakinada, East Godavari District, represented by
its Secretary and another.

…Respondents.

ORAL ORDER:

It is submitted by the learned counsel for the parties that the subject matter of the writ petition is covered to be disposed of in view of the judgment of this court in Writ Petition No. 30451 of 1998.

Following the judgment of this court in W.P.No.30451 of 1998, this writ petition is disposed of by declaring that G.O.Ms.No.93, dated 15.2.1989 granting exemption from payment of market fees in respect of purchases by the Girijan Cooperative Corporation from the Tribals is not applicable to seek exemption for payment of market fees by the petitioner. But, however, with regard to purchases outside the State, petitioner is not liable to pay the market fees at check post, if the petitioner produces evidence or document to show that purchase of such commodity was made outside the State of Andhra Pradesh. It is also made clear that after the entry of goods in the market area in question and on sale of such goods within the market, the commodities are liable for market fees.

Subject to above direction, the writ petition is disposed of. No order as to costs.

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20-4-2007

R.SUBHASH REDDY, J.

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